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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Koji Hayashi et al.
Serial No. : 09/748,504
✓ Filed : December 26, 2000
Title : DATA RECORDER

Art Unit : 2653
Examiner : Kim Kwok Chu

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated May 17, 2005, finally rejecting claims 1-8.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 months to and including November 17, 2005 is enclosed.

A two-month petition for extension of time was filed with the response to the final office action filed on October 17, 2005. Therefore, we have enclosed a check in the amount of \$570.00, which is the difference between a two month and a three month extension of time.

A check in the amount of \$500 for the appeal fee is also enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket Number 10449-031001.

11/22/2005 DTESSEM1 00000084 09748504

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500.00 OP

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 17, 2005
Date of Deposit

Melissa Kussel
Signature

Melissa Kussel
Typed or Printed Name of Person Signing Certificate